

# ***Milwaukee County Personnel Review Board***

## ***Meeting Minutes – April 15, 2014***

### **I. Roll Call**

Board President Daniel Dennehy called to order the regular meeting of the Personnel Review Board at 9:00 AM on Tuesday, April 15, 2014 in Room 203-R of the Milwaukee County Courthouse.

The following Board Members were present: Mr. Daniel T. Dennehy, Ms. Susan A. Lueger, Ms. Mary K. Bruno, and Ms. Melissa R. Soberalski.

Ms. Melissa D. Hudson was excused.

### **II. Approval of Minutes of the April 1, 2014 Meeting**

Ms. Lueger moved, Ms. Soberalski seconded and the Board, by vote of 4-0, approved the minutes of the April 1, 2014 meeting.

### **III. Communications and/or comments from the public, if any**

The Board heard the report of Dave Eisner, Staff Representative District Council 48, AFSCME that a last chance agreement of Lucas Fergot had been reached. Mr. Eisner asked the Board to remove this matter from the Call of the Chair and place on the agenda for an update for the next cycle. Ms. Bruno moved, Ms. Lueger seconded and the Board voted (4-0) to place the Lucas Fergot matter for an update status on Tuesday, April 29, 2014.

### **IV. Correspondence**

None

### **V. First Appearances**

#### **A. DISCHARGES**

##### **MARY GUENTNER, Human Service Worker, FAMILY CARE**

##### **DIS 2-4083 dated 03/26/14**

The Board heard the report of David Eisner, Staff Representative, District Council 48, AFSCME that Mary Guentner, who was not present, applied for emergency retirement effective April 14, 2014. The Board requested that the matter be placed on the agenda for an update to confirm that the retirement paperwork had been processed. Ms. Lueger moved, Bruno seconded, and the Board, by unanimous vote (4-0), scheduled the matter of Mary Guentner for update report on Tuesday, April 29, 2014.

**ERIC DAHLGREN, Clerical Assistant 1, COURTS**

**DIS 2-4085 dated 04/04/14**

The Board heard the report of Charmaine Gee, Interim Executive Secretary of the Personnel Review Board, that Eric Dahlgren, who was not present, submitted in writing that he waived his rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and was seeking a hearing certain date. Ms. Lueger moved, Ms. Hudson seconded, and the Board, by unanimous vote (4-0), scheduled the matter of Eric Dahlgren for hearing certain on Friday, May 16, 2014.

**ROEANER JACKSON, Certified Nursing Assistant, BHD**

**DIS 2-4086 dated 04/04/14**

The Board heard the report of Charmaine Gee, Interim Executive Secretary of the Personnel Review Board, that Roeaner Jackson, who was not present, resigned effective April 10, 2014. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the resignation of Roeaner Jackson and closed this case.

**ARMANDO MACIEL, Correction Officer, HOC**

**DIS 2-4092 dated 04/04/14**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that Armando Maciel, who was not present, waived his rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and authorized District Council 48, AFSCME to represent him before the Board in all matters regarding the instant charges and was seeking a hearing certain date. Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0), scheduled the matter of Armando Maciel for hearing certain on Friday, May 16, 2014.

**DAVID SIEJKOWSKI, Correction Officer, HOC**

**DIS 2-4093 dated 04/04/14**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that David Siejkowski, who was not present, waived his rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and authorized District Council 48, AFSCME to represent him before the Board in all matters regarding the instant charges and was seeking a hearing certain date. Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0), scheduled the matter of David Siejkowski for hearing certain on Friday, May 30, 2014.

## **B. SUSPENSION & DISCHARGE**

**QUINTON THOMAS, Correction Officer, HOC**

**SUS 1-4094 dated 4/04/14 for HOC IA #13-046 for 30 days**

**DIS 2-4095 dated 4/04/14 for HOC IA # 13-114**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that Quinton Thomas, who was not present, waived his rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and authorized District Council 48, AFSCME to represent him before the Board in all matters regarding the instant charges and was seeking a hearing certain date. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), scheduled the matters of Quinton Thomas for joint hearing certain on Friday, May 30, 2014.

## **C. SUSPENSIONS**

**KELLY AHOLA, Correction Officer, HOC**

**SUS 1-4087 dated 04/04/14 for HOC IA #14-048 for 5 days**

**SUS 1-4088 dated 04/04/14 for HOC IA #14-049 for 8 days**

The Board heard the report of Charmaine Gee, Administrative Assistant, Office of the Personnel Review Board that Kelly Ahola, who was not present, to continue the matter of Kelly Ahola for hearing certain. This continuation is made with the knowledge and consent of Kelly Ahola, who was not present, due to medical reasons, that she waived her right to a hearing within 21 days, pursuant to Chapters 63.10 and 63.12, Wis. Stats. Ms. Ahola must bring in a doctor's excuse, in which case it may be possible to further postpone her hearing, if the Board deems necessary. Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), continued the matter of Kelly Ahola for hearing certain on Tuesday, April 29, 2014.

**CHRISTINA DIGGS, Correction Officer, HOC**

**SUS 1-4089 dated 04/04/14 for HOC IA # 14-023 for 3 days**

**SUS 1-4090 dated 04/04/14 for HOC IA #14-024 for 5 days**

**SUS 2-4091 dated 04/04/14 for HOC IA # 14-027 for 8 days**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that Quinton Thomas, who was not present, waived her rights to a hearing within 21 days pursuant to Chapters 63.10 and 63.12, Wis. Stats., and authorized District Council 48, AFSCME to represent her before the Board in all matters regarding the instant charges and was seeking a hearing certain date. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), scheduled the matters of Quinton Thomas for joint hearing certain on Friday, May 30, 2014.

## **D. GRIEVANCE**

### **ELIZABETH A. SCHNIER, Deputy Court Clerk, COURTS**

#### **DIS 2-4084 dated 03/28/14**

*At 9:28 a.m., Ms. Bruno moved, Ms. Lueger seconded, and the Board voted (4-0) to consider whether or not it had authority to take jurisdiction the grievance matter of Elizabeth Schnier. At 10:00 a.m. After deliberating in closed session, the Board reconvened in open session.*

The Board did not find it had authority to hear this case based upon consideration of the Milwaukee County General Ordinance 17.207(1). Ms. Lueger moved, Ms. Bruno seconded, and the Board, by unanimous voted (4-0), not to take jurisdiction of the request for a grievance appeal by Elizabeth Schnier.

## **VI. Update**

## **A. DISCHARGE**

### **BARBARA LATHAN, Correction Officer 1, HOC**

#### **DIS 2-4034 dated 11/22/13 for HOC IA # 13-022**

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Personnel Review Board. Ms. Lathan is represented by Attorney Sandra Graf Radtke of Gillick, Wicht, Gillick, and Graf. Attorney Graf Radtke would be available to present Ms. Lathan's matter on Friday, May 16, 2014 provided she is able to obtain documents Ms. Lathan deems necessary. Attorney Lee Jones, Principal Assistant Corporation Counsel reported that the Milwaukee County Sheriff's Office Open Records has provided access to Ms. Lathan to listen to the subject audio interview discs, but has denied the request to release them. Ms. Lathan and her attorney are welcome to appear in Open Records Unit to listen to the discs. Attorney Jones does not object to continuing the matter for hearing on Friday, May 16, 2014. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), rescheduled the matter of Barbara Lathan for hearing certain on Friday, May 16, 2014.

### **RENE RICHARDSON, Correction Officer 1, HOC**

#### **DIS 2-4058 dated 02/11/14 for IA # 13-093**

The Board heard the report of Attorney Mark Sweet, Sweet and Associates, LLC, legal counsel for District Council 48, AFSCME, that the earliest date Rene Richardson would be available to reschedule this matter would be on July 25, 2014. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), continued the matter of Rene Richardson for hearing certain on Tuesday, August 5, 2014.

### **ROBERT SADOWSKI, Corrections Lieutenant, HOC**

#### **DIS 2-4054 dated 01/20/14 for IA # 13-107**

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Personnel Review Board, that Robert Sadowski tendered his resignation from Milwaukee County effective April 10, 2014. Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0), accepted the resignation of Robert Sadowski and closed this case.

**TRESHAWNDA WRIGHT, Correction Officer 1, HOC**

**DIS 2-4059 dated 02/11/14 for IA # 13-113**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that Treshawnda Wright, who was not present, would be available to reschedule her hearing certain date for Friday, July 11, 2014. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), rescheduled the matter of Treshawnda Wright for hearing certain on Friday, July 11, 2014.

**B. SUSPENSIONS & DISCHARGES**

**ROSHONDA HENLEY, Certified Nursing Assistant, BHD**

**SUS 1-4065 dated 02/14/14 for 5 days**

**DIS 2-4078 dated 03/11/14**

The Board heard the request of David Eisner, Staff Representative District Council 48, AFSCME that Roshonda Henley, who was not present, would be available to reschedule her hearing certain date for Friday, July 11, 2014. Ms. Bruno moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), rescheduled the matter of Roshonda Henley for hearing certain on Friday, July 11, 2014.

**VII. Hearings**

**A. DISCHARGES**

**MABEL CARTER-MITCHELL, Certified Nursing Assistant, BHD**

**DIS 2-4805 dated 10/17/13**

The Board heard the report from Attorney Mark Sweet, Sweet & Associates, LLC legal counsel for the District Council 48, AFSCME, and Attorney Lee Jones, Corporation Counsel for the appointing authority that the parties have reached a settlement agreement. Ms. Lueger moved, Ms. Bruno seconded, and the Board, by unanimous vote (4-0), scheduled the Mabel Carter-Mitchell matter for an update on Tuesday, April 29, 2014.

**ERIN ERVING, Registered Nurse, BHD**

**DIS 2-4019 dated 10/18/13**

The Board heard the report of Charmaine Gee, Interim Executive Secretary for the Personnel Review Board, that Erin Erving tendered her resignation from Milwaukee County effective April 10, 2014. Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by unanimous vote (4-0), accepted the resignation of Erin Erving and closed this case.

**PAUL ANDERLY, Correction Officer 1, HOC**

**DIS 2-4031 dated 11/22/13 for IA 13-078**

The Board heard the report of Attorney Lee Jones, Principal Assistant Corporation Counsel for the appointing authority, that Mr. Anderley tendered his resignation from Milwaukee County effective April 15, 2014. Mr. Anderley, who was present, concurred. Ms. Bruno moved, Ms. Lueger seconded, and the Board, by unanimous vote (4-0), accepted the resignation of Paul Anderley and closed this case.

**REBECCA SZALEWSKI, Paralegal, CHILD SUPPORT**  
**DIS 2-4040 dated 01/02/14**  
(Refer to Agenda Item VII B)

**VULNAVIA SAXTON, Certified Nursing Assistant, BHD**  
**DIS 2-4042 dated 01/02/14**  
(Refer to Agenda Item VII B)

**B. HEARINGS**

*The Board heard the Rebecca Szalewski discharge matter. At 12:45 p.m. the Board took a break for lunch.*

*At 1:30 p.m. the Board reconvened and heard the Vulnavia Saxton discharge matter. At 3:45 p.m. Ms. Bruno moved, Ms. Soberalski seconded, and the Board voted (4-0) to go into closed session to deliberate the Rebecca Szalewski and Vulnavia Saxton matters. At 4:07 p.m., after deliberating in closed session, the Board reconvened in open session.*

**REBECCA SZALEWSKI, Paralegal, CHILD SUPPORT**  
**DIS 2-4040 dated 01/02/14**

Ms. Lueger moved, Ms. Bruno seconded, and the Board voted unanimously (4-0) that the evidence was sufficient and uncontroverted that Ms. Szalewski violated Civil Service Rule VII, Section 4(1), paragraph (l), (o), (p), (q), (r), (x), and (z) and upheld the discharge.

**VULNAVIA SAXTON, Certified Nursing Assistant, BHD**  
**DIS 2-4042 dated 01/02/14**

Ms. Bruno moved, Ms. Lueger seconded, and the Board voted unanimously (4-0) that the evidence was sufficient that Ms. Saxton violated Civil Service Rule VII, Section 4(1), paragraph (k), (l), (m), (r), (t), (u), and (x) and upheld the discharge.

**VIII. Adjournment**

Ms. Lueger moved, Ms. Soberalski seconded, and the Board, by vote of 4-0, adjourned the meeting at 4:08 PM.

Minutes submitted by: Charmaine J. Gee Interim Executive Secretary